

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

IN RE: Daniel N. McClure Neff)	
)	Case No. 20-21072 JAD
)	
)	Chapter 13
)	
Debtor(s).)	Related to Docs. #9, 38 and 56
	X	

STIPULATED ORDER MODIFYING PLAN

WHEREAS, this matter is being presented to the Court regarding

[ONLY PROVISIONS CHECKED BELOW SHALL APPLY]:

- a motion to dismiss case or certificate of default requesting dismissal
- ☒ a plan modification sought by: Daniel N. McClure Neff
- a motion to lift stay
as to creditor _____
- ☒ Other: The plan is being modified to provide for additional attorney fees to Rice & Associates Law Firm that are available without decreasing the percentage or amount to be paid to other creditors through the plan.

WHEREAS, the parties having agreed to settle the matter above conditioned on the terms herein, based on the records of the Court, and the Court being otherwise sufficiently advised in the premises; and there being no adverse impact upon other parties by way of this action, thus no notice is required to be given; now therefore

IT IS HEREBY ORDERED that the

[ONLY PROVISIONS CHECKED BELOW SHALL APPLY]

- ☒ Chapter 13 Plan dated March 23, 2020
Amended Chapter 13 Plan dated _____

is modified as follows:

[ONLY PROVISIONS CHECKED BELOW SHALL APPLY]

- x Debtor(s) Plan payments shall be changed from \$_____ to \$_____ per Month, effective _____; and/or the Plan term shall be

changed from months to months.

- ☐ In the event that Debtor(s) fail(s) to make any future Chapter 13 Plan payments, the Trustee or a party in interest may file with the Court and serve upon Debtor(s) and Debtor(s)' Counsel a notice of default advising the Debtor(s) that they have 30 days from the service of the notice in which to cure any and all defaults in payments. If Debtor(s) fail(s) to cure the defaults in payments after having been provided notice under the provision of this Stipulated Order, then the Trustee or a party in interest may submit an Order of Dismissal to the Bankruptcy Court along with an affidavit attesting to a failure to make Plan payments, and the proceedings or case may thereafter be dismissed without prejudice and without further hearing or notice.
- ☐ Debtor(s) shall file and serve _____ on or before _____.
- ☐ If any of the foregoing is not completed by the date specified, the case may be dismissed without prejudice without further notice or hearing upon the filing by the Trustee of an Affidavit of Non-Compliance.
- ☐ If any of the foregoing is not completed by the date specified, the automatic stay as to the property described as _____ may be lifted without further notice or hearing upon the filing by the Creditor herein of an Affidavit of Non-Compliance.
- ☒ Other: There are funds available pursuant to the confirmed plan to Rice & Associates Law Firm in the amount of \$2,000.00 above the no-look fees of \$4,000 allowed as of the plan filing date. A final Fee Application shall be filed by counsel for the Debtor that will be limited to the total amount of \$6,000.00. There is no change in the Debtor's plan payment or term required.

IT IS FURTHER ORDERED that to the extent any creditor opposes the relief contained herein, such creditor must file an objection to the same within fourteen (14) days hereof. Should such an objection be timely filed, the Court shall conduct a *de novo* hearing regarding the appropriateness of this Stipulated Order. Should no objection be timely filed, this Stipulated Order shall be deemed final without further notice and/or opportunity for a hearing.

IT IS FURTHER ORDERED that in all other respects, the Plan and Order Confirming Plan shall remain in full force and effect. The filing party represents to the Court that all affected parties have been notified.

[Remainder of Page Intentionally Left Blank]

SO ORDERED, this 4th day of March, 2024

Dated: 3/4/2024



United States Bankruptcy Judge **sjk**
Jeffery A. Deller

Stipulated by:

/s/ Scott R. Lowden
Scott R. Lowden - Counsel to Debtor
PA ID 72116
100 Heathmore Avenue
Pittsburgh, PA 15227
(412) 292-4254
lowdenscott@gmail.com

Stipulated by:

/s/ James Warmbrodt
James Warmbrodt, Esq.
Counsel to Chapter 13 Trustee
600 Grant Street
Suite 3250 US Steel Tower
Pittsburgh, PA 15219

Stipulated by:

FILED
3/4/24 12:31 pm
CLERK
U.S. BANKRUPTCY
COURT - WDPA

cc: All Parties in Interest to be served by Clerk

In re:
Daniel N. McClure Neff
Debtor

Case No. 20-21072-JAD
Chapter 13

CERTIFICATE OF NOTICE

District/off: 0315-2
Date Rcvd: Mar 04, 2024

User: auto
Form ID: pdf900

Page 1 of 3
Total Noticed: 32

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.
^	Addresses marked '^' were sent via mandatory electronic bankruptcy noticing pursuant to Fed. R. Bank. P. 9036.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Mar 06, 2024:

Recip ID	Recipient Name and Address
db	+ Daniel N. McClure Neff, 1700 Patrick Place, Apartment T2, South Park, PA 15129-9244
15221428	+ Allegheny Health Network, 4 Allegheny Center, Fourth Floor, Pittsburgh, PA 15212-5227
15221429	+ Allegheny Radiology, P.O. Box 645367, Pittsburgh, PA 15264-5251
15221432	+ Center Pointe Sleep Assoc., 453 Valley Brook Road, Suite 400, McMurray, PA 15317-3371
15289705	+ FedLoan Servicing, P.O. Box 69184, Harrisburg, PA 17106-9184
15221436	+ FedLoan Servicing, Attn: Bankruptcy, Po Box 69184, Harrisburg, PA 17106-9184
15221439	+ Matthew J Yankosek, 566 Delaware Ave., Washington, PA 15301-1804
15221695	+ Synchrony Bank, c/o of PRA Receivables Management, LLC, PO Box 41021, Norfolk, VA 23541-1021

TOTAL: 8

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Recip ID	Notice Type: Email Address	Date/Time	Recipient Name and Address
cr	+ Email/PDF: acg.acg.ebn@aisinfo.com	Mar 05 2024 00:14:38	Ally Financial, c/o AIS Portfolio Services, LP, 4515 N Santa Fe Ave. Dept. APS, Oklahoma City, OK 73118-7901
cr	+ Email/PDF: PRA_BK2_CASE_UPDATE@portfoliorecovery.com	Mar 05 2024 00:14:37	PRA Receivables Management, LLC, PO Box 41021, Norfolk, VA 23541-1021
cr	Email/Text: bnc-quantum@quantum3group.com	Mar 04 2024 23:52:00	Quantum3 Group LLC, Sadino Funding LLC, PO Box 788, Kirkland, WA 98083-0788
15221430	+ Email/Text: ally@ebn.phinsolutions.com	Mar 04 2024 23:52:00	Ally Financial, Attn: Bankruptcy, Po Box 380901, Bloomington, MN 55438-0901
15238466	Email/Text: ally@ebn.phinsolutions.com	Mar 04 2024 23:52:00	Ally Financial, PO Box 130424, Roseville MN 55113-0004
15221431	+ Email/PDF: AIS.cocard.ebn@aisinfo.com	Mar 05 2024 00:15:14	Capital One, Attn: Bankruptcy, Po Box 30285, Salt Lake City, UT 84130-0285
15229862	Email/PDF: AIS.cocard.ebn@aisinfo.com	Mar 05 2024 00:14:38	Capital One Bank (USA), N.A., by American InfoSource as agent, PO Box 71083, Charlotte, NC 28272-1083
15221433	+ Email/Text: BNC-ALLIANCE@QUANTUM3GROUP.COM	Mar 04 2024 23:52:00	Comenity Capital/Gamestop, Attn: Bankruptcy Dept, Po Box 182125, Columbus, OH 43218-2125
15221434	+ Email/Text: BNC-ALLIANCE@QUANTUM3GROUP.COM	Mar 04 2024 23:52:00	Comenitybank/hottpic, Attn: Bankruptcy Dept, Po Box 182125, Columbus, OH 43218-2125
15221435	Email/PDF: DellBKNotifications@resurgent.com	Mar 05 2024 00:14:37	Dell Financial Services, Attn: Bankruptcy, Po Box 81577, Austin, TX 78708
15225238	Email/PDF: resurgentbkn notifications@resurgent.com	Mar 05 2024 00:14:36	Dell Financial Services, LLC, Resurgent Capital Services, PO Box 10390, Greenville, SC 29603-0390
15605157	+ Email/Text: EBN@edfinancial.com	Mar 04 2024 23:52:00	EdFinancial Services, P.O. Box 36008, Knoxville, TN. 37930-6008

District/off: 0315-2

User: auto

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Date Rcvd: Mar 04, 2024

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15221437	Email/Text: bnc-bluestem@quantum3group.com	Mar 04 2024 23:53:00	Fingerhut, Attn: Bankruptcy, Po Box 1250, Saint Cloud, MN 56395
15231436	^ MEBN	Mar 04 2024 23:50:39	Lakeview Loan Servicing, LLC, PO Box 840, Buffalo, NY 14240-0840
15221438	Email/Text: camanagement@mtb.com	Mar 04 2024 23:52:00	M&T Bank, P.O. Box 62182, Baltimore, MD 21264
15268955	Email/Text: bnc-quantum@quantum3group.com	Mar 04 2024 23:52:00	Quantum3 Group LLC as agent for, Sadino Funding LLC, PO Box 788, Kirkland, WA 98083-0788
15244813	Email/Text: bnc-quantum@quantum3group.com	Mar 04 2024 23:52:00	Quantum3 Group LLC as agent for, Bluestem and SCUSA, PO Box 788, Kirkland, WA 98083-0788
15244812	Email/Text: bnc-quantum@quantum3group.com	Mar 04 2024 23:52:00	Quantum3 Group LLC as agent for, Comenity Bank, PO Box 788, Kirkland, WA 98083-0788
15244814	Email/Text: bnc-quantum@quantum3group.com	Mar 04 2024 23:52:00	Quantum3 Group LLC as agent for, Comenity Capital Bank, PO Box 788, Kirkland, WA 98083-0788
15661607	+ Email/PDF: resurgentbknofications@resurgent.com	Mar 04 2024 23:58:01	Resurgent Receivables LLC, PO Box 10587, Greenville, SC 29603-0587
15248831	+ Email/Text: bncmail@w-legal.com	Mar 04 2024 23:52:00	TD Bank USA, N.A., C O WEINSTEIN & RILEY, PS, 2001 WESTERN AVENUE, STE 400, SEATTLE, WA 98121-3132
15221440	+ Email/Text: bncmail@w-legal.com	Mar 04 2024 23:52:00	Target, c/o Financial & Retail Srvs, Mailstop BT POB 9475, Minneapolis, MN 55440-9475
15661853	+ Email/Text: EBN@edfinancial.com	Mar 04 2024 23:52:00	US Department of Education, 120 N Seven Oaks Drive, Knoxville, TN 37922-2359
15244855	Email/PDF: ebn_ais@aisinfo.com	Mar 05 2024 00:14:56	Verizon, by American InfoSource as agent, PO Box 4457, Houston, TX 77210-4457

TOTAL: 24

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

Recip ID	Bypass Reason	Name and Address
cr		LAKEVIEW LOAN SERVICING, LLC
cr	*+	Resurgent Receivables LLC, PO Box 10587, Greenville, SC 29603-0587

TOTAL: 1 Undeliverable, 1 Duplicate, 0 Out of date forwarding address

NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Mar 06, 2024

Signature: /s/Gustava Winters

District/off: 0315-2

User: auto

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Date Rcvd: Mar 04, 2024

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CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on March 4, 2024 at the address(es) listed below:

Name	Email Address
David A. Rice	on behalf of Debtor Daniel N. McClure Neff ricelaw1@verizon.net lowdenscott@gmail.com
Denise Carlon	on behalf of Creditor LAKEVIEW LOAN SERVICING LLC dcarlon@kmlawgroup.com
Office of the United States Trustee	ustpreion03.pi.ecf@usdoj.gov
Ronda J. Winnecour	cmecf@chapter13trusteedpa.com
Scott R. Lowden	on behalf of Debtor Daniel N. McClure Neff lowdenscott@gmail.com

TOTAL: 5